



Practitioner's Docket No. 48340/46745

PATENT

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OCT 28 2002

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jon A. Weidanz, et al.

Application No.: 08/813,781

Group No.: 1644

Filed: March 7, 1997

Examiner: Ronald B. Schwadron

For: FUSION PROTEINS COMPRISING BACTERIOPHAGE COAT PROTEIN AND A
SINGLE-CHAIN T CELL RECEPTOR

Assistant Commissioner for Patents
Washington, D.C. 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. SECTION 1.191)

NOTE: An appeal may be based on one rejection in a prior application and one rejection in a continuing application. 62 Fed. Reg. 53,131, at 53,167; 1203 O.G. 63, at 93 (Oct. 10, 1997).

NOTE: There is no requirement for a notice of appeal to: (1) be signed; or (2) identify the appealed claims. 62 Fed. Reg. 53,131, at 53,167; 1203 O.G. 63, at 94 (Oct. 10, 1997).

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed June 17, 2002, finally rejecting claims 1, 2, 4, 7, 8, 14, 67, 69, 71, and 72.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. SECTION 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office (703) ____-____.

Date: October 17, 2002

Patricia A. Barnes

Signature

Patricia A. Barnes

(type or print name of person certifying)

10/25/2002 AWONDAF1 00000082 08813781

01 FC:2401
02 FC:2251

160.00 OP
55.00 OP

(Notice of Appeal from the Primary Examiner to Board--page 1 of 4)

This application is on behalf of

☐ other than a small entity.

☒ a small entity.

A statement:

☐ is attached.

☒ was already filed on April 26, 1999.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. Section 1.17(b), the fee for filing the Appeal Brief is:

☒ small entity \$160.00

☐ other than a small entity \$320.00

Notice of Appeal fee due \$ 160.00

3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 C.F.R. 1.191 are subject to the provision of Section 1.136 for patent applications. 37 C.F.R. 1.191(d). (But see 37 C.F.R. 1.645 for extension of time in interference proceedings and 37 C.F.R. 1.550(c) for extension of time in reexamination proceedings).

(complete (a) or (b), as applicable)

The proceedings herein are for a patent application and the provisions of 37 C.F.R. Section 1.136 apply.

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. Section 1.136 (fees: 37 C.F.R. Section 1.17(a)(1)-(4)) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$200.00
<input type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,440.00	\$720.00

Fee \$ 55.00

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 16 OCT 02
SIGNATURE OF PRACTITIONER

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